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International Business Machines Corporation*

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH**

THE SCO GROUP, INC.

Plaintiff/Counterclaim-Defendant,

v.

INTERNATIONAL BUSINESS
MACHINES CORPORATION,

Defendant/Counterclaim-Plaintiff.

**DEFENDANT/COUNTERCLAIM
PLAINTIFF IBM'S NOTICE OF SERVICE
OF SUBPOENA DUCES TECUM**

Civil No. 2:03CV0294 DAK

Honorable Dale A. Kimball

Magistrate Judge Brooke C. Wells

PLEASE TAKE NOTICE that, pursuant to Rule 45 of the Federal Rules of Civil Procedure, and the definitions set forth in the Subpoenas attached to this Notice as Exhibit A as served on the party herein, the following entity,

Houlihan Valuation Advisors
675 E 2100 S, Ste 260
Salt Lake City, UT 84106

is required to produce for inspection and copying at the specified location, no later than March 9, 2006, the documents specified in Attachment A to the Subpoena attached hereto as Exhibit A.

DATED this 22nd day of February, 2006.

SNELL & WILMER L.L.P.

/s/ Peter H. Donaldson

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CERTIFICATE OF SERVICE

I hereby certify that on the 22nd day of February, 2006, a true and correct copy of the foregoing **DEFENDANT/COUNTERCLAIM PLAINTIFF IBM'S NOTICE OF SERVICE OF SUBPOENA DUCES TECUM** was served on the following by U.S. Mail, postage prepaid:

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